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9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 SHAILYN ROSE HOOVER,

15 Defendant.

Case No.: 2:21-CR-00013-TOR

GOVERNMENT'S
MEMORANDUM IN SUPPORT
OF DETENTION

16 The United States, by and through undersigned counsel, requests that the
17 Court order the defendant's continued detention because the defendant is a danger
18 to the community and a flight risk. The defendant is presently charged with
19 Distribution of 5 Grams of Actual (Pure) Methamphetamine, in violation of 21
20 U.S.C. §§ 841(a)(1), (b)(1)(B)(viii). ECF 1. According to the Indictment, the
21 offense date was **February 20, 2020**. ECF. 1. The defendant's conduct, as
22 charged in the Indictment, carries with it a presumption of detention. 18 U.S.C. §
23 3142(e)(3)(A). But this alone does not compel continued detention. For the
24 reasons described below, the United States submits that the defendant is a danger

1 to the community and a flight risk. As such, there is no condition or combination
2 of conditions that would reasonably assure the safety of the community and the
3 defendant's future appearances before the Court.
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5 **A. The defendant is a danger to the community as evidenced by her**
6 **drug trafficking activities**

7 The defendant was a trafficker of methamphetamine and/or heroin since at
8 least on or about February 20, 2020 and continuing more recently until at least on
9 or about February 2, 2021. She is also known in the community to engage in the
10 sale of firearms, some of which are stolen.¹ Notably, the offense that she is
11 presently charged with is not a one-time offense. The defendant was encountered
12 by local law enforcement on or about **May 7, 2020** as a result of a GPS warrant
13 that was about to be affixed to a vehicle that she was associated with. Local law
14 enforcement were able to obtain the GPS warrant because, among other things,
15 they had purchased heroin from her previously on more than one occasion. During
16 this May 7, 2020 encounter, the defendant made post-*Miranda* statements to law
17 enforcement acknowledging that she was in possession of "three to four ounces of
18 'dark'" (i.e. heroin) and that she worked with another individual to conduct drug
19 sales. On this same date, her unemployed companion was found to be in
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27 ¹ In the present case, the defendant sold methamphetamine, along with a stolen firearm, out of
28 her home.

1 possession of \$3,000. This encounter with law enforcement should have been a
2 wake-up call for the defendant. It was not.

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4 On or about **October 31, 2020**, local law enforcement re-encountered the
5 defendant via a traffic stop. This time she was in the company, or just departing
6 the company, of an individual with three outstanding felony warrants. During this
7 encounter, the defendant made post-*Miranda* statements to law enforcement that
8 she was headed to meet a friend “to deliver dope.” She further elaborated that she
9 had “clear” (i.e. methamphetamine) in a vehicle and was about to deliver it to
10 someone in exchange for money. She also stated that she had more “clear” at her
11 aunt’s house. On this date, local law enforcement arrested the defendant for
12 driving with a suspended license and possession of a controlled substance.
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14 Thereafter, on or about November 2, 2020, the State of Washington charged the
15 defendant with Possession with Intent to Deliver a Controlled Substance (case no.
16 2010167732). The State of Washington subsequently added additional drug
17 related charges.
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22 Again, this arrest and subsequent drug charge(s) should have been a wake-
23 up call for the defendant. Perhaps it was not because she was allowed to reenter
24 the community pending the resolution of her criminal case. On or about **February**
25 **2, 2021**, the defendant was encountered by local law enforcement in a vehicle that
26 had methamphetamine on the seat in plain view. Based on the defendant’s
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1 continuous course of conduct as described above, the United States submits that
2 the defendant is a danger to the community and likely to reoffend if released.

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4 **B. The defendant is a flight risk as evidenced by her numerous failures
5 to appear**

6 The defendant has a lengthy history of failing to appear. This failure to
7 abide by judicial orders presents another compelling reason to continue the
8 defendant's detention. As noted by U.S. Probation, the defendant failed to appear
9 in connection with a 2018 criminal case on at least **four** occasions. In 2019, the
10 defendant was charged with Third Degree Theft and has failed to appear on at least
11 **three** occasions in connection with this criminal case that remains outstanding. In
12 2020, the defendant was charged with multiple counts of drug related violations.
13 She has failed to appear in connection with those proceedings at least **five** times.
14 In total, the defendant has failed to appear for court proceedings at least **twelve**
15 times. She should not be afforded another opportunity to ignore the seriousness of
16 her criminal conduct and flout court orders instructing her to appear and abide by
17 certain conditions.

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22 **C. Conclusion**

23 For above reasons, the United States requests that the Court detain the
24 defendant pending the resolution of her criminal case because she is a danger to the
25 community and a flight risk. As such, there is no condition or combination of
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1 conditions that will reasonably assure the safety of the community and the
2 defendant's future appearances before the Court.

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4 Respectfully submitted,

5 William D. Hyslop
6 United States Attorney

7 s/ Dominique Juliet Park
8 Dominique Juliet Park
9 Assistant United States Attorney
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Molly Winston
Assistant Federal Defender

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